

SENATE BILL No. 253

DIGEST OF INTRODUCED BILL

Citations Affected: IC 6-2.3-1-2; IC 6-2.3-1-2.5; IC 6-2.3-4-6.

Synopsis: Utility receipts tax. Exempts gross receipts derived from the sale of utility services between members of a controlled group of corporations or an affiliated group from the utility receipts tax.

Effective: Upon passage.

Becker

January 11, 2007, read first time and referred to Committee on Utilities & Regulatory Affairs.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

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SENATE BILL No. 253



A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 6-2.3-1-2 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. "Affiliated
 3 group":
 4 (1) for purposes of IC 6-2.3-4-6, has the meaning set forth in
 5 Section 1504 of the Internal Revenue Code; and
 6 (2) for purposes of 6-2.3-5-1 and IC 6-2.3-6-5, means an
 7 affiliated group of corporations described in IC 6-2.3-6-5.
 8 SECTION 2. IC 6-2.3-1-2.5 IS ADDED TO THE INDIANA CODE
 9 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
 10 UPON PASSAGE]: Sec. 2.5. "Controlled group of corporations"
 11 has the meaning set forth in Section 1563 of the Internal Revenue
 12 Code.
 13 SECTION 3. IC 6-2.3-4-6 IS ADDED TO THE INDIANA CODE
 14 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
 15 UPON PASSAGE]: Sec. 6. Gross receipts derived from the sale of
 16 utility services between members of a controlled group of
 17 corporations or an affiliated group are exempt from the utility



1 **receipts tax.**
2 SECTION 4. [EFFECTIVE UPON PASSAGE] (a) **The definitions**
3 **in IC 6-2.3 apply throughout this SECTION.**
4 (b) **The addition of IC 6-2.3-4-6 by this act shall not be**
5 **construed as imposing liability for the utility receipts tax for gross**
6 **receipts derived from the sale of utility services between members**
7 **of an affiliated group or controlled group of corporations before**
8 **the effective date of this SECTION.**
9 SECTION 5. **An emergency is declared for this act.**

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